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**COUNSEL FOR DEFENDANTS,
HUNTER MOUNTAIN INVESTMENT
TRUST AND RAND PE FUND I, LP, SERIES 1**

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

In re:	§
	§ Chapter 11
HIGHLAND CAPITAL MANAGEMENT, L.P.,	§
	§ Case No. 19-34054-sgj11
Reorganized Debtor.	§
	§
MARC S. KIRSCHNER, AS LITIGATION TRUSTEE OF THE LITIGATION SUB-TRUST,	§
	§ Adversary Proceeding
Plaintiff,	§ No. 21-03076-sgj
v.	§
JAMES D. DONDERO, et al.,	§
Defendants.	§

**SECOND STIPULATION EXTENDING
PRIOR CLASS A HOLDERS¹ DEADLINE TO
RESPOND TO HMIT DEFENDANTS' CROSS-CLAIMS**

PLEASE TAKE NOTICE that Defendants Hunter Mountain Investment Trust (“**HMIT**”) and Rand PE Fund I, LP, Series 1 (“**Rand**” and together with HMIT, the “**HMIT Defendants**”),

¹ Prior Class A Holders and HMIT Defendants are intended to identify the parties as defined in the heading of this stipulation, as well as *Defendants Hunter Mountain Investment Trust and Rand PE Fund I, LP Series 1's: (I) Answer to Plaintiff's Complaint and Objection to Claims; and (II) Cross-Claims Against Class A Limited Partners of HCMLP* [Dkt. No. 124].

with the agreement of Defendants: (a) Dugaboy Investment Trust; (b) Mark & Pamela Okada Family Trust – Exempt Trust #1; (c) Mark & Pamela Okada Family Trust – Exempt Trust #2; and (d) Mark K. Okada (Defendants (a) – (d), collectively, the “**Prior Class A Holders**”) file this their *Second Stipulation Extending Prior Class A Holders’ Deadline to Answer HMIT Defendants’ Cross-Claims* (“**Stipulation**”), hereby agreeing that the deadline for the Prior Class A Holders to respond to the HMIT Defendants’ cross-claims is extended through and including June 22, 2022, and would show the Court as follows:

1. On or about March 23, 2022, the HMIT Defendants filed their *(I) Answer to Plaintiff’s Complaint and Objection to Claims; and (II) Cross-Claims Against Class A Limited Partners of HCMLP* [Dkt. No. 124], asserting certain cross-claims against the Prior Class A Holders.
2. Pursuant to Federal Rule of Bankruptcy Procedure 7012(a), the Prior Class A Holders had twenty-one (21) days to file an answer to the HMIT Defendants’ cross-claims, unless the court prescribes a different time.
3. On April 6, 2022, the HMIT Defendants and the Prior Class A Holders filed their *Stipulation Extending Prior Class A Holders Deadline to Respond to HMIT Defendants’ Cross-Claims* [Dkt. No. 152], which extended the deadline for the Prior Class A Holders to respond to the HMIT Defendants’ cross-claims through and including June 12, 2022.
4. Since that time, the HMIT Defendants and the Prior Class A Holders have continued their negotiations regarding HMIT’s cross-claims, and to facilitate potential settlement of same, hereby agree to extend the Prior Class A Holders’ answer date until June 22, 2022.

5. This Stipulation is not made for purposes of delay, but only so that the parties may have a full and fair opportunity to pursue an efficient resolution of certain claims in this case prior to incurring potentially unnecessary time and expenses.

Dated: June 8, 2022.

Respectfully submitted,

/s/ E. P. Keiffer

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**ATTORNEYS FOR DEFENDANTS
HUNTER MOUNTAIN INVESTMENT
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With the agreement of:

/s/ Amy L. Ruhland

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**ATTORNEYS FOR DEFENDANT DUGABOY
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AND

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ATTORNEYS FOR DEFENDANTS MARK K. OKADA, THE MARK & PAMELA OKADA FAMILY TRUST – EXEMPT TRUST #1, AND THE MARK & PAMELA OKADA FAMILY TRUST – EXEMPT TRUST #2

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on June 8, 2022, a true and correct copy of the foregoing document was electronically filed and served via electronic mail on the parties appearing in this adversary proceeding.

/s/ E. P. Keiffer

E. P. Keiffer

CERTIFICATE OF CONFERENCE

The undersigned hereby certifies that on June 7, 2022, a true and correct copy of the foregoing document was sent via e-mail to counsel for Defendant Dugaboy Investment Trust and counsel for Defendants Mark K. Okada, the Mark & Pamela Okada Family Trust – Exempt Trust #1 and the Mark & Pamela Okada Family Trust – Exempt Trust #2, and all of the aforementioned parties agree to the stipulation contained herein.

/s/ E. P. Keiffer

E. P. Keiffer